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No. 251

## HOME SECRETARIAT

## NOTIFICATION.

Bangalore, dated 8th November 1967.

**G. S. R. 492.**—The draft of the following rules which the Government of Mysore proposes to make in exercise of the powers conferred by sections 129, 132, 137 and 163 of the Mysore Police Act, 1963 (Mysore Act 4 of 1964), is hereby published as required by sub-section (1) of the said Section 163, and notice is hereby given that the said draft will be taken into consideration on or after 25th November 1967.

Any objection or suggestions with respect to the said draft rules which may be received from any person by the State Government before the date specified above will be considered by the Government. Objections and suggestions may be addressed to the Secretary to the Government of Mysore, Home Department, Vidhana Soudha, Bangalore-1.

### *DRAFT RULES.*

**1. Title and commencement.**—(i) These rules may be called the Mysore Village Police Rules, 1967.

(ii) They shall come into force on the 1st day of January 1968.

**2. Definitions.**—In these rules, unless the context otherwise requires—

(*a*) "Act" means the Mysore Police Act, 1963 (Mysore Act 4 of 1964).

(*b*) "Form" means a form appended to these rules.

(*c*) 'Gram Rakshak" means a Village Police Officer appointed under rule 6 of these rules.

(*d*) "Police Patel" means a Village Police Officer appointed as Police Patel under Rule 6 of these rules.

(*e*) "Superintendent" means a Superintendent appointed for a District or part of a District or for one or more Districts under section 8 of the Act.

(*f*) "Village" means a local area recognised by the Government as a Village for the purpose of collecting the land revenue and includes a Dakhle Village and an alienated village, but does not include a local area which is constituted as a Municipality.

**3. Constitution of the Village Police.**—The Village Police shall consist of—

(1) Police Patel; and
(2) Gram Rakshaks.

**4. Strength of the Village Police.**—(1) There shall be one Police Patel for one or more villages:

Provided that where a Police Patel is appointed for more than one village, the villages for which he is appointed shall be within the local area of one Police Station, and be contiguous and within easy reach of one another.

(2) Every Police Patel shall be assisted by two or more Grama Rakshaks:

Provided that for giving him assistance of more than two Gramarakshaks, prior sanction of the Government for the additional number shall be obtained.

**5. Control over the Village Police.**—The Village Police shall be under the control of the District Magistrate and he shall be assisted by the Superintendent of the District, for its efficient functioning.

**6. Appointment of Police Patel and Gram Rakshaks.**—(1) Appointment to the posts of Police Patel and Gram Rakshaks shall be made by the District Magi-trate from the list of eligible persons maintained under sub-rule (2).

(2) For the purpose of sub-rule (1), the District Magistrate shall maintain:

(*a*) a list of able-bodied male persons who are between the ages of 30 and 50 and resident in the village and who are considered fit for appointment as Gram Rakshaks.

(*b*) a list of able-bodied male persons who are between the ages of 30 and 50 and resident in the village or neighbourhood thereof and whom he considers fit for appointment as Police Patels.

(3) The District Magistrate may, after recording in writing the reasons therefor, make additions to or deletions from such lists.

**7. Period of appointment.**—(*a*) All appointments to the Village Police shall be made for a period of five years at a time from the list maintained under Rule 6.

(*b*) Any person previously in service in the Village Police shal be eligible for re-appointment unless for reasons to be recorded in writing, he is disqualified for such service.

**8. Disqualifications for appointment as Police Patel and Gram Rakshak.** No person shall be eligible for appointment to any post in the village police unless he—

(i) is a citizen of India;

(ii) is a permanent resident of the Village or a nearby village or has resided in the village continuously for not less than three years at the time of appointment;

(iii) is of sound health and is physically fit;

(iv) has not been convicted of a criminal offence or is under trial on a criminal charge;

(v) is of good moral and social character;

(vi) is not below 30 years and not above 50 years in age;

(vii) carries on any trade or practises any profession or pays land Revenue;

(viii) is not engaged in political activities of any character; and

(ix) is a literate in Kannada in the case of a Police Patel.

**9. Certificate of appointment.**—(*a*) Every member of the Village Police shall, on appointment, receive a certificate from the District Magistrate in Form 1.

(*b*) A certificate of appointment shall become null and void whenever the person named therein ceases to belong to the Village Police or shall remain inoperative during the period within which such person is suspended from his office.

(*c*) Every person who for any reason cease to be a member of the Village Police, shall forthwith surrender to the officer in charge of the nearest Police Station or other officer empowered by the Superintendent to receive the same, his certificate of appointment or of office and any other necessaries which may have been furnished to him for the performance of duties and functions connected with his office.

(*d*) The Superintendent, for special reasons which shall be recorded in writing at the time, may issue a warrant to search for and seize wherever they may be found, any certificate or other necessaries not so surrendered.

Every warrant issued under this sub-rule shall be executed in accordance with the provisions of the Code of Criminal Procedure, 1898 Central Act V of 1898) in its applicability to the State of Mysore, by a Police Officer.

**10. Under what conditions a member of Village Police may resign.**—Except with the written permission of the District Magistrate or other Officer authorised by the District Magistrate in this behalf, no member of the Village Police shall resign his office or withdraw himself from the duties thereof.

**11. Honorarium and Remuneration.**—(1) Every Police Patel shall be paid an honorarium of Rs. 100 (one hundred) per year. Every Gramarakshak shall be paid a remuneration of Rs. 10 (ten rupees) per month.

(2) The payment of honorarium to the Police Patel under sub-rule (1) shall be subject to proper maintenance of the prescribed records and satisfactory discharge of the functions enjoined on him under the Mysore Police Act, 1963 or any other enactment and these rules or any other rules.

(3) The payment of remuneration to the Gramarakshak shall be subject to satisfactory discharge of his functions.

(4) Every claim by a Police Patel or Gramarakshak, for his honorarium or remuneration, as the case may be, shall be supported by a certificate issued by the Assistant or Deputy Superintendent of Police having jurisdiction over the area for which the police patel or gramarakshak is appointed and be countersigned by the Superintendent of the District.

**12. Duties of Village Police Officers**—It shall be the duty of the Police Patel and every Gramarakshak to communicate forthwith to the nearest Magistrate or to the officer in charge of the nearest Police Station, whichever is nearer, any information which he may possess respecting—

(*a*) the permanent or temporary residence of any notorious receiver or vendor of stolen property in any village of which he is the Police Patel or Gramarakshak;

(*b*) the resort to any place within, or the passage through, such village of any person whom he knows, or reasonably suspects, to be thug, robber, and escaped convict or a proclaimed offender;

(*c*) the commission of, or intention to commit in or near such village any non-bailable offence or any offence punishable under sections 1 3, 144, 145, 147, 148, 231, 232, 233, 234, 235, 236, 237, 238, 302, 304 382, 392, 393, 394, 395, 396, 397, 398, 399, 402, 435, 436, 449 450, 457, 458, 459, 460, 489A, 489B, 489C, and 489D of the Indian Penal Code.

**13. Unnatural deaths--Action by Village Police Patel.**—(1) A Police Patel receiving information that a person—

(*a*) has committed suicide, or

(*b*) has been killed by another or by an animal or by machinery or by an accident; or

(*c*) has died under circumstances raising reasonable suspicion that some other person has committed an offence;

shall after communicating that information to the officer in charge of the nearest police station, as required by Rule 12,

(*i*) proceed to the spot and arrange for guarding the corpse and its surroundings;

(*ii*) assist the Magistrate or the police officer as the case may be, in any inquest, inquiry or investigation which may be held in that behalf;

(*iii*) when called upon by the police officer, aid him by providing a conveyance for taking the corpse to a hospital for postmortem examination or arrange for the disposal of unclaimed dead bodies.

(2) The Police Patel shall be entitled to the payment of his reasonable expenses incurred in providing a conveyance or disposing of the corpse as the case may be.

**14. Statement of injured persons to be recorded by village Police Patel.**—On receiving information that any person has received serious injury caused by another in the

course of an assault or by an accident, in a village, the Police Patel having jurisdiction shall—

(i) forthwith send intimation to the officer in charge of the nearest Police Station ;

(ii) proceed to the spot where the injured person is ;

(iii) arrange for his immediate removal to the nearest hospital for the treatment of his injuries ; and

(iv) if, in his opinion, the injured cannot be removed without risk of his death and the injured is likely to die at any time before the presence of a Magistrate or a Police Officer is secured, record in the presence of two or more respectable witnesses, his statement.

**15. Other duties of Police Patels** —Subject to the orders of the District Magistrate and the Superintendent, the Police Patel shall perform all the duties prescribed by the Act and these rules and in particular—

(i) act under the orders of the officer in charge of the Police Station and Police Officers superior to him ;

(ii) furnish any reports or information called for by such police officers ;

(iii) keep the officer in charge of the Police Station constantly informed as to the state of crime and all matters connected with the village police and the village officers ;

(iv) communicate to the officer in charge of the police station any information which he may receive of gangs of robbers, or suspicious persons who have entered his own or any other village, and to co-operate in all matters and ways for the general security of the village ;

(v) report to the Officer in charge of the Police Station the arrival in his village of suspicious strangers and all information which he may be able to collect regarding such persons ;

(vi) in the likelihood of any breach of the peace taking place, give immediate intimation to the nearest police with a view to steps being taken to prevent its occurrence.

**16. Precautions against Robbery.**—(1) The Police Patel shall so arrange the duties of Gram Rakshaks as to afford utmost possible security against robbery, breach of the peace and acts injurious to the public and to the village community.

(2) The Police Patel shall report to the officer in charge of the Police Station all instances of misconduct or neglect committed by any member of the village police. The Officer in charge of the Police Station shall after making such enquiry as is necessary, send a report to the Superintendent for necessary disciplinary action.

(3) It shall be the duty of the Police Patel and the Gram Rakshaks to induce the Villagers by personal effort and example to unite and by force resist the robbers, attacking any person or property in the village, instead of running away or yielding to them.

**17. Procedure to be followed in the case of accidents to Aircrafts.**—(1) Every Police Patel of a village in whose jurisdiction an aircraft accident occurs shall forthwith send a report to the nearest Police Station and if any person is injured thereby, to the nearest Medical Officer.

(2) After sending a report as required by sub-rule (1), the Police Patel shall take steps—

(i) to guard the wreckage;

(ii) to prevent meddling by unauthorised persons;

(iii) to prevent tracks and marks caused by the aircraft on the ground from obliteration;

(iv) to ascertain and record the names and addresses of all eye-witnesses;

(v) for the removal of the aircraft or any parts thereof to such an extent as may be necessary

for bringing the wreckage to a place of safety, when the aircraft wrecked on water; and

(vi) for the removal of the aircraft or any parts or contents thereof as may be necessary for—

(*a*) extricating persons or animals;

(*b*) preventing the destruction of the aircraft or its contents by fire or any other cause; and

(*c*) for preventing any danger or obstruction to traffic.

**18. Communication of information concerning peace and crime to Constables on beat duty.**—(1) On receiving information that a Police Constable has arrived in the village for the performance of beat, the Police Patel shall communicate to him all information concerning the state of crime and the peace of the village and make a record of it in the note book of the Constable.

(2) For the purpose of sub-rule (1), the Constable shall, on request made by the Police Patel, produce his note book.

**19. Police Patel's Crime Report.**—(1) Every information relating to any matter referred to in Rule 12, Rule 13 or Rule 16, if given orally to the Police Patel, shall be reduced to writing by him or under his direction and be read over to the informant and every such information whether given in writing or reduced to writing as aforesaid shall be signed or attested as the case may be by the person giving it and the substance thereof shall be entered in the Crime Report in Form 2.

(2) The Police Patel shall forthwith send a copy of the Crime Report along with the original statement to the officer in charge of the Police Station empowered to act under Section 154 of the Code of Criminal Procedure and retain with him a duplicate copy of the report.

**20. Duties of Gram Rakshaks.**—It shall be duty of every Gram Rakshak:—

(*a*) to obey and execute all orders lawfully issued to him by the Police Patel and any Police Officer;

(*b*) to endeavour by all lawful means to give effect to the lawful commands of his superior;

(*c*) to the best of his ability to obtain intelligence concerning the commission of cognizable offences or designs to commit such offences;

(*d*) to lay such information and take such other steps consistent with law and with the orders of his superiors as shall be best calculated to bring offenders to book and to prevent the commission of offences;

(*e*) to prevent to the best of his ability the commission of public nuisances;

(*f*) to aid a Police Officer or another Gram Rakshak when called on by him or in case of need, in the discharge of his duties in such ways as would be lawful and reasonable on the part of the Police Officer or the Gram Rakshak;

(*g*) to use his best endeavour to prevent any loss or damage by fire;

(*h*) to use his best endeavour to avert any accident or danger to the public;

(*i*) to report forthwith to the Police Patel all matters which, under these rules, the Police Patel is required to report to the officer in charge of the Police Station;

(*j*) to patrol the village and high roads and thoroughfares within its limits; and to patrol any part of the railway line as may be allotted to him by the Superintendent irrespective of the village to which he belongs;

(*k*) to report to the Police Patel the movements of criminals entered in the register maintained by the Police Patel;

(*l*) to report to the Police Patel the presence of suspicious strangers; and

(*m*) to discharge such duties as are lawfully imposed upon him by the Police Patel.

**21. Treatment of Village Police Officers.**—Police Officers of all ranks shall treat the Village Police Officers with special consideration and endeavour to the best of their ability to maintain the dignity of the Village Police.

**22. Procedure to be observed in awarding punishments** — Whenever an order of punishment has to be passed against a Village Police Officer under Section 137 of the Act, the provisions of the Mysore State Police (Disciplinary Proceedings) Rules, 1965, in regard to the procedure for imposing penalties, shall, as far as may be applicable, be followed.

**23. Appellate Authority for purposes of sub-sections 1 and 2 of Section 137.**— The officer to whom an appeal against an order under sub section (1) or sub-section (2) of Section 137 may be preferred shall be the Inspectr General of Police.

**24. Forms and Registers to be maintained by the Police Patel.**

(1) Every Police Patel shall maintain :—

(i) The Village Patel's Crime Report which shall be in Form 2;

(ii) The Register of known Depredators, Notified Offenders and persons ordered to notify residences under Section 565 of the Code of Criminal Procedure, 1898 which shall be in Form 3;

(iii) The Register of Suspicious Strangers which shall be in Form 4; and

(iv) The Cattle Register which shall be in Form 5

(2) The Registers shall be produced for inspection whenever required by Police Officers of and above the rank of an Officer in charge of a Police Station.

**25. Village Police Officers to be public servants** — Every Village Police Officer acting or purporting to act in pursuance of any of the provisions of the Act or any of these rules shall be deemed to be a public servant within the meaning of Section 21 of the Indian Penal Code (Central Act XLV of 1860).

**26. Repeal and Savings** —All Rules made under the Bombay Village Police Act, 1867 (Bombay Act 8 of 1867) as in force in the Bombay area of the State, the Madras Village Police Regulations of 1816 (Madras Regulation II of 1816) and the Madras Village Police Regulation of 1821 (Madras Regulation IV of 1821) as in force in the Madras Area, the rules for the organisation and regulation of the Village Police made under the Mysore Police Act, 1908 (Mysore Act 5 of 1908) as in force in the Mysore area and all other rules and orders in force in any area of the State immediately before the commencement of these rules in so for as they relate to matter provided for in the Act and in these rules are hereby repealed;

Provided that anything done or any action taken under any of the rules so repealed shall, unless such thing or action is inconsistent with any of the provisions of these Rules, be deemed to have been done or taken under the corresponding provisions of these Rules.

Provided further that the provisions of Sections 8 and 24 of the General Clauses Act, 1899 (Mysore Act III of 1899) shall be applicable in respect of repeal of the said rules, as if the rules had been repealed and re-issued.

Form No. 1 — *vide* Rule No. 9 (a)
Form No. 2 — *vide* Rule No. 19
Form No. 3 — *vide* Rule No. 24
Form No. 4 — *vide* Rule No. 24
Form No. 5 — *vide* Rule No. 24

Mysore State Police. Rule No. 9 (a)

Form No. 1

(See Section 132)

**Certificate of appointment in the Village Police, State of Mysore**

No..... .....

Certificate of appointment issued under the Mysore Police Act, 1963 .....
..... ..... .....Shri.....
has been appointed as..... ..... .....and is invested with the powers, functions and privileges of a Police Officer under the Mysore Police Act, 1963 (Mysore Act 4 of 1964)

On the .....day of..... .....19.....

| |
|---|
| |

Signature
District Magistrate

Particulars :—

1. Father's Name.....
2. Native Place.....
3. Age.....
4. Length of previous service if any.....

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Mysore State Police Rule No. 19

Form No. 2.

**Patel's Crime Report**

(1) District. (2) Taluq. (3) Village.

To

(4) The Officer in charge of Police Station } .....

(5) Complainants Accused.

(6) Date of Occurrence. Hour. Place.

(7) Outline of complaint.

Date of despatch.....19..... Hour.....

Signature of Patel.

## MYSORE STATE POLICE

**Form No. 3** **Rule No. 24**

Village..... Circle..... District.....

| Sl. No. | Name and Father's name | Caste and calling | Age | Relatives' names and their residence | Movements | | | | | Remarks |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | Date of movement from village | Whither gone | Date of report to Police | Date of return to village | Date of report to Police on return to village | |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 |

MYSORE STATE POLICE

Form No. 4

## Register of Arrival of Strangers of Suspicious Appearance.

| Name of stranger. | Stranger's native country and Village. | Age. | Caste and profession | Description. | Date of arrival. | Date of departure. | Whence coming. | Where going. | Date of report | Remarks as to their general appearance, whether suspicious, their movements in the village including names of persons visited, and any other information which could be gathered through the village police concerning them, wandering gangs to be specially noted. |
|---|---|---|---|---|---|---|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 |
| | | | | | | | | | | |

## MYSORE STATE POLICE

## STRAY CATTLE REGISTER

### Form No. 5

*Note*: 1. Column No. 9 should only be filled in after the case is taken on file.

2. The serial No. of this register should be noted in the Station House Diary also. ..... ..Circle

| Sl. No. of complaint | Name of the village in which loss occurred | Name of the complainant and the Owner | No. of cattle lost | Value of cattle | Date of Loss | Description of cattle | Particulars of complaint showing when and where and how the cattle were missed | If case registered for investigation Cr. No. and Section | Remarks 1. Complaint No. of the S H D. 2. Whether cattle were traced |
|---|---|---|---|---|---|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 |

[No. HD 10 PEG 67.]

By Order and in the name of the Governor of Mysore,

N. LAKSHMAN RAU,

*Secretary to Government,*
*Home Department.*

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